

**LICENSES AND CONSUMER SERVICES
LICENSE INSPECTOR'S REPORT**

License Number: L247-50341 **Police File Number:** 13227

Date of Application: February 22, 2012

Inspector: Michele Harvet, 612-673-5484

Applicant/Legal Entity: Moe's Dinkytown, LLC

DBA/Trade Name: Uncle Moe's Deli & Drafts

Complete Address: 1501 University Avenue SE, Minneapolis, MN 55414

Licenses Requested: On-Sale Wine with Strong Beer, Class E

Current License: Food Restaurant

Previous License: On-Sale Liquor with Sunday Sales, Class C-1

Responsible person within 75 miles of Minneapolis City Hall: Jeff Moritko

Public Hearing Requirement: Not Required

License Conditions: None

Neighborhood/Ward: University / 2

Zoning: C3A/PO/UA – This is a permitted use in the Community Activity Center District/Pedestrian Oriented Overlay District/University Area Overlay District.

7 acre requirement: Met

Off-Street Parking: The Office of the Zoning Administrator has determined that zero spaces are required to be provided on site.

Churches or schools within 300 feet of the proposed premises: No

Seating: Inside: 55 Seats Outside: N/A

Fire Occupancy: Inside: 57 Maximum Capacity Outside: N/A

Food Service Requirement: The applicant is within 500 feet of a residentially zoned district and is required to operate as a restaurant subject to the 60/40 ratio of food to alcohol sales. No more than 40% of gross annual sales may be from alcohol.

Hours of operation proposed: Inside: 10:00 AM to 1:00 AM daily

Metropolitan Council Service Availability Charges: A new SAC determination advised that zero SAC units are due for this business.

HISTORY OF LOCATION

In 2002, Downtime (formerly known as Mangia) obtained an On-Sale Wine and Strong Beer, Class E license. In 2005, they upgraded to an On-Sale Liquor with Sunday Sales, Class E license. In 2008, they upgraded to an On-Sale Liquor with Sunday Sales, Class C-1 license. They closed their business in June, 2011. The location has been empty until February, 2012 when Uncle Moe's opened up their Food Restaurant.

APPLICANT

The applicant is Moe's Dinkytown, LLC, a Minnesota company formed on August 15, 2011, under Chapter 322B (Charter Number 4408857-2), having the required restriction on the transfer of shares and has the following owners:

<u>Name</u>	<u>DOB</u>	<u>Title</u>	<u>Shares</u>
Jeffrey Moritko	3/26/62	President	100%

The applicant has extensive experience in owning and operating restaurants. He meets all minimum requirements including criminal background check.

MANAGER

The manager at Uncle Moe's will be Jeff Moritko. Mr. Moritko has worked in the food and alcohol service industry since 1997. He owned and operated Mayslack's Restaurant & Bar in Minneapolis from 1997 to 2006 and he's owned and operated Moe's Restaurant in Mounds View since 2006.

POLICE REVIEW

Police Licensing and this Inspector have reviewed the expenses and source of funds reported in this application. The applicant has provided documentation showing adequate legal and traceable funding for this venture and has passed the criminal background check. The Second Precinct of the Minneapolis Police Department has discussed security issues with the applicant.

PREMISES

The licensed premises are located at a corner base of Dinkydome Retail Building, a residential and retail development. The licensed premises are on the main floor of the building. The entire premises occupy approximately 3149 square feet. Approximately 900 square feet is for the seating and bar area. There will be table and counter seating for 55 people. There is a small bar that has eight seats. The rest of the establishment consists of a kitchen, coolers, storage areas and rest rooms. The licensed premises space is compact and contiguous. There are no undefined spaces. There is no outdoor area planned at this time.

BUSINESS PLAN/OPERATIONS

All alcohol servers must attend a complete alcohol awareness class. This will be provided by Bob Pomplun of Loss Control Services every six months. Their policy is to card everyone who appears to be under 35 years of age. They reward staff members that pass a youth alcohol compliance check with \$100 bonus. They will immediately terminate any staff member that fails a youth alcohol compliance check. Staff will be trained to recognize the signs of obvious intoxication and make sure patrons do not get to that point. Also, they will not allow obviously intoxicated people into the establishment.

The role of security will be performed by staff. They will contact the police if necessary. Staff teams of two will be responsible for handling disorderly patrons or any other unwanted behavior. Staff will monitor their premises both inside and outside in a perimeter of 100 feet from their business. These rounds will be done multiple times in an hour inside and two to four times a day outside. During these rounds, staff will look for debris, outside loitering and any behavior contrary to their company policy. There are some security cameras around the retail space of the Dinkydome Retail Building.

Entertainment will be provided in the form of background music and television.

The menu offers a variety of sides, burgers, sandwiches, salads, and pastas like; French fries, beef, turkey and vegan burgers, roast beef sandwich, red pepper clubhouse salad, fresh tossed pasta and southside philly flatbread ranging in price from \$2 to \$8.

The hours of operation for the establishment will be 10:00 AM to 1:00 AM daily.

All litter and trash will be removed from a 100 feet radius of the premises on a daily basis.

Noise is not anticipated to be a problem since they have Class E entertainment and they have no outdoor area. If there are noise complaints, they will address the complaint in a respectful manner.

There are no mechanical amusement devices. No charitable gambling or sports team sponsorships are anticipated at this time.

PUBLIC HEARING SUMMARY

A public hearing is not required for this license application.

RECOMMENDATION

The Licenses and Consumer Services Division recommends approving this application for an On-Sale Wine with Strong Beer, Class E license.

LICENSE CONDITIONS

None.